

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

IN RE LIBOR-BASED FINANCIAL INSTRUMENTS ANTITRUST LITIGATION THIS DOCUMENT RELATES TO:	Master File No. 1:11-md-2262-NRB
FEDERAL DEPOSIT INSURANCE CORPORATION AS RECEIVER FOR DORAL BANK, Plaintiff v. BANK OF AMERICA N.A., <i>et al.</i> , Defendants.	No. 1:18-cv-01540

STIPULATION OF VOLUNTARY DISMISSAL

PLEASE TAKE NOTICE that, pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Plaintiff the Federal Deposit Insurance Corporation as Receiver for Doral Bank (“FDIC-R Doral”), and Defendant Citibank, N.A. (“Answering Defendant”), by and through their undersigned attorneys, hereby stipulate to the dismissal of the claims against the Answering Defendant in the above-captioned multi-district litigation (“MDL”) subject to the following terms:

1. The FDIC-R Doral withdraws and dismisses the claims against the Answering Defendant in the MDL, without prejudice; provided that, if the FDIC-R Doral were to reassert any claims that have been dismissed by this Court with prejudice, those claims shall remain dismissed with prejudice, subject to any right to appeal or to seek reconsideration of the prior dismissal that the FDIC-R Doral may have. Answering Defendant reserves the right to oppose any such appeal or reconsideration request.

2. The FDIC-R Doral and Answering Defendant shall bear their own costs and attorneys' fees in connection with this litigation.

3. The FDIC-R Doral reserves all rights to make claims as a class member in any future class settlements in the MDL as appropriate.

Dated: June 24, 2020

Respectfully submitted,



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Dated: June 19, 2020

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ORDER OF DISMISSAL

This matter coming to be heard on the Parties' Stipulation of Voluntary Dismissal, the Court having reviewed the Stipulation, and being duly advised, it is **HEREBY ORDERED** THAT:

WHEREAS this Court previously dismissed certain claims asserted by Plaintiff the Federal Deposit Insurance Corporation as Receiver for Doral ("FDIC-R Doral") with prejudice and dismissed certain claims asserted by the FDIC-R Doral without prejudice;

WHEREAS the FDIC-R Doral seeks to withdraw its claims:

1. The above-captioned action in the above-captioned multi-district litigation ("MDL") is dismissed without prejudice; provided that, if the FDIC-R Doral were to reassert any claims that have been dismissed by this Court with prejudice, those claims shall remain dismissed with prejudice, subject to any right to appeal or to seek reconsideration of the prior

dismissal that the FDIC-R Doral may have. Answering Defendant reserves the right to oppose any such appeal or reconsideration request, and

2. The FDIC-R Doral and Answering Defendant shall bear their own costs and attorneys' fees in connection with this action.

IT IS SO ORDERED.

NAOMI REICE BUCHWALD
United States District Judge

June ___, 2020